Attorney Docket No.: RSM014001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE.

Applicant: Pierce et al. Art Unit: 2623

Serial No.: 10008613 Examiner: Koenig, Andrew Y

Filed : 11/8/2001 Conf No : 3742

Title : SERVICES BASED ON POSITION LOCATION USING BROADCAST

DIGITAL TELEVISION SIGNALS

Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56 and 1.97-98

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is a modified form PTO-1449 listing documents for consideration by the Examiner.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of documents, or that inclusion of a document in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This Information Disclosure Statement is being filed:

| X | within three months of the filing date of the application, or date of entry into the |
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| | national stage of an international application, or before the mailing date of a first |
| | office action on the merits, whichever event last occurred: |

| | before the mailing of a first official action after the filing of a request for | or |
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| | continued examination (RCE) under 37 CFR § 1.114; | |
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| after three months from the filing date of this national application or the date of |
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| entry of the national stage in an international application, or after the mailing date |
| of the first official action on the merits, whichever event last occurred, but before |
| the mailing date of the first to occur of either: (1) a final action under 37 CFR § |
| 1.113; or (2) an action that otherwise closes prosecution in the application, and: |

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Applicant : Pierce Serial No.: 10008613 Filed : 11/8/2001 Page: 2 attached hereto is the fee set forth under 37 CFR § 1.17(p) for submission of this Information Disclosure Statement under 37 CFR § 1.97(c); OR Applicant certifies pursuant to 37 CFR § 1.97(e) that: П each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; or (2) an action that otherwise closes prosecution in the application, and: Applicant certifies pursuant to 37 CFR. § 1.97(e) that: each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND attached hereto is the fee set forth under 37 CFR § 1.17 (p) for submission of this Information Disclosure Statement under 37 CFR § 1.97(c); OR П

after the payment of the issue fee. Applicant requests that the information contained in this Information Disclosure Statement be placed in the file according to 37 CFR § 1.97(i), although the information may not be considered by the USPTO.

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. _/_, _, filed on ____, and the documents cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR §

Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement, 37 CFR § 1.704(d).

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X Applicant submits that no fee is required for the consideration of this Information Disclosure Statement.

Consideration of the listed documents and favorable action are respectfully requested.

Date: November 1, 2007

Respectfully submitted, Law Office of Richard A. Dunning, Jr. /Richard A. Dunning, Jr. #42502/

343 Soquel Avenue, Suite 311 Santa Cruz, CA 95062 Telephone: 831,420,0561 Facsimile: 831,576,1419

Richard A. Dunning, Jr. Attorney for Applicant

Examiner

Under the Depositoric Peduction Act of 1006, no.

Approved for use through 10/31/2002. CMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

| Substitute | Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | Complete if Known | | | | |
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| | | | | Appl. No. & Conf. No. | 10008613 | 3742 | |
| INFO | RMATION D | ISC | LOSURE | Filing Date | | | |
| STAT | EMENT BY | ΑP | PLICANT | First Named Inventor | Pierce et al. | | |
| | | | | Group Art Unit | 2623 | | |
| (| use as many sheets | as ned | essary) | Examiner Name | Koenig, Andrew Y | | |
| Sheet | 1 | of | 1 | Attorney Docket Number | RSM014001 | | |

| | | | | U.S. PATENT DOCUMEN | TS | |
|-----------------------|--------------|---------------|--|--|--|--|
| Examiner Initials* | Cite No.1 | U.S. Patent D | Nocument Kind Code ² (if known) | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | A | 6,184,921 | | Limberg | 02-06-2001 | |
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Signature Considered Considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Date

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Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.